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Phone: 510-665-4623 Fax: 510-848-1327 E-Mail: KGoldman@dynavax.com**Fax****To:** United States Patent and Trademark Office **From:** Kenneth M. Goldman**Fax:** (571) 273-8300**Date:** June 25, 2008**Phone:****Pages:** 4 (including this cover)**Re:** Hearing Confirmation
Appeal No. 2008-2932
Application No. 09/642,492**CC:** Chief Clerk of the Board
Board of Patent Appeals and Interference
Vicki Healy
Morrison & Foerster

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UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

MORRISON & FOERSTER, LLP
755 PAGE MILL RD
PALO ALTO, CA 94304-1018

Appeal No: 2008-2932
Appellant: Gary Van Nest et al.
Application No: 09/642,492
Hearing Room: A
Hearing Docket: A
Hearing Date: Tuesday, July 08, 2008
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ☐ HEARING ATTENDANCE WAIVED

Kenneth M. McElman
Signature of Attorney/Agent/Appellant

6/25/2008
Date

34,174
Registration No.

Names of other visitors expected to accompany counsel: None

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
<http://www.uspto.gov/web/offices/dca/ops/counsel/contract.htm#bpa contacts>

see attached request.